



PUBLIC NOTICE

US Army Corps
of Engineers
Rock Island District

Applicant: Iowa Rotocast Plastics, Inc.

Date: February 4, 2004
Expires: February 24, 2004

CEMVR-OD-P-451420

Section 404

**Joint Public Notice
US Army Corps of Engineers
Iowa Department of Natural Resources**

1. Applicant. Iowa Rotocast Plastics, Incorporated, Box 336, Decorah, Iowa 52101.
2. Project Location. Section 13, Township 98 North, Range 8 West, Winneshiek County, Iowa; on an unnamed tributary to the Upper Iowa River.
3. Project Description. To relocate approximately 1450 linear feet of an intermittent stream channel. The purpose of the project is to develop the site for expansion of an existing business. The existing stream channel will be relocated to the east and north side of the property, resulting in an increase of approximately 500 feet in stream length. The new channel will have a 10-foot bottom width with 3H:1V or flatter sideslopes. Riprap will be utilized for bankline protection where the new channel turns and at the connections to the existing channel. A 50-foot native grass buffer will be established on both sides of the new stream channel, and a wetland seed mix will be planted in the new streambed.
4. Agency Review.
 - a. Department of the Army, Corps of Engineers. The Department of the Army application is being processed under the provisions of Section 404 of the Clean Water Act (33 U.S.C. 1344).
 - b. State of Iowa. The project plans have been submitted to the Iowa Department of Natural Resources for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification, if issued, will express the Department's opinion that the proposed activity will comply with Iowa's water quality standards (Chapter 61 IAC). The applicant has also applied for authorization of work in the floodplain pursuant to Chapter 455B of the Iowa Code and other applicable state permits. Written comments concerning possible impacts to waters of Iowa should be addressed to: Iowa Department of Natural Resources, 900 East Grand Avenue, Des Moines, Iowa 50319. A copy of the comments should be provided to the Corps of Engineers office (see paragraph 11. of this public notice for address).
5. Historical/Archaeological. The Corps evaluated the permit area by consulting the State of Iowa geographic information systems (GIS) archeological site and survey databases as maintained by the Office of the State Archaeologist of Iowa and the State Historical Society of Iowa and current as of August 2003. The query determined that there are no previously recorded archeological sites in the permit area and that the easternmost portion of the permit area has been surveyed previously (R&C# 770396072). The permit area includes the proposed stream corridor and the consequent construction expansion area. The Corps has determined that there are no historic properties affected by excavation associated with stream relocation along its north/south alignment within the easternmost portion of the permit area because it has already been evaluated (R&C# 770396072). The Corps has determined that the east/west portion of the revised stream alignment and the construction portion of the permit area have the potential to contain historic properties that may be potentially eligible for listing on the National Register of Historic Places (NRHP) and will require the applicant to submit two (2) copies of a Phase I archaeological survey and geomorphological evaluation report covering the construction and east/west revised stream alignment portion of the permit area. The applicant, in addition to the Phase I survey, may be required to conduct additional Phase II test excavations to evaluate sites for eligibility for inclusion in the NRHP as well as other studies, site avoidance, or data recovery as may be the case.

6. Endangered Species. District staff have performed a preliminary review of this application for the potential impact on threatened or endangered species pursuant to Section 7 of the Endangered Species Act as amended. Based upon the information provided and available at this time, our preliminary determination is that the proposed activity would have no effect on federally-listed endangered or threatened species or critical habitat. While no consultation has been initiated with the United States Fish and Wildlife Service (FWS) at this time, we are further coordinating this application with the FWS and the respective resource agencies through this public notice. Accordingly, our preliminary determination is subject to change should further information become available.

7. Dredge/Fill Material Guidelines. The evaluation of the impact of the proposed activity on the public interest will also include application of the guidelines promulgated by the Administrator of the United States Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

8. Public Interest Review. The decision whether to issue the Corps permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

9. Who Should Reply. The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. These statements should be submitted on or before the expiration date specified at the top of page 1. These statements should bear upon the adequacy of plans and suitability of locations and should, if appropriate, suggest any changes considered desirable.

10. Public Hearing Requests. Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. A request may be denied if substantive reasons for holding a hearing are not provided.

11. Reply to the Corps. Comments concerning the Corps permit should be addressed to the District Engineer, US Army Corps of Engineers, Rock Island District, ATTN: OD-P, Clock Tower Building - Post Office Box 2004, Rock Island, Illinois 61204-2004. **Mr. Jon Klingman (309/794-5329)** may be contacted for additional information.

Attach
Plan

Jon A. Klingman
Project Manager
Regulatory Branch

REQUEST TO POSTMASTERS: Please post this notice conspicuously and continuously until the expiration date specified at the top of page 1.

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SUBJECT: CEMVR-OD-P-451420

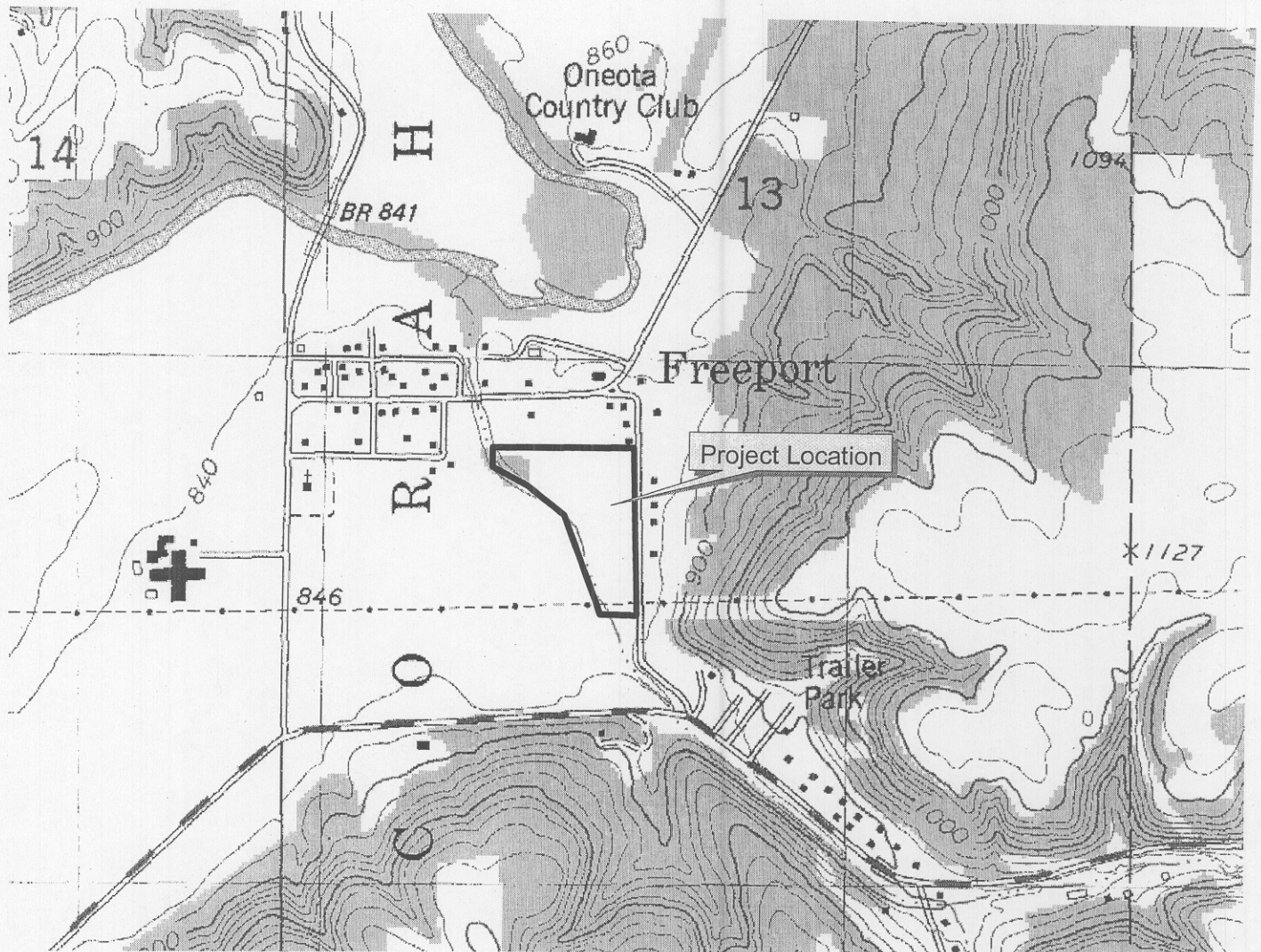
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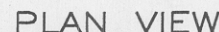
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OD-PP

Section 13, T-98N, R-8-W, Winneshiek County, Iowa





A map of the Project Site area in Decorah, Iowa. The map shows the Iowa River and Upper Iowa River flowing through the area. Key roads include HWY. 9, MONTGOMERY ST., WATER ST., and WHITETAIL RD. The DECORAH CORPORATE LIMITS are indicated by a dashed line. The FREEMPORT INDUSTRIAL PARK is shown with a circled area and an arrow pointing to it. A scale bar indicates distances in miles (0, 1/4, 1/2, 1). A north arrow is also present.



LIST OF ADJACENT PROPERTY OWNERS		
NO.	NAME	ADDRESS
1.	Iowa Rotocast Plastics, Inc.	1712 Moellers Drive
2.	Interstate Power Co.	
3.	Winneshiek County	201 W. Main Street
4.	G&K Development	325 Washington Street
5.	Joe & Mike Burg	2520 G.K. Avenue
6.	Brian & Brenda Freilingner	2519 170 Avenue
7.	John & Karen Kerndt	401 W. Water Street